LAW OFFICES

## LEVENTHAL, SENTER & LERMAN

SUITE 600

2000 K STREET, N.W. WASHINGTON, D.C. 20006-1809 COLLA VON MUNICIPAL (新光)。 TELEP IONE (202) 429-8970 TELEC OPIER

(202) 293-7783

SEN OR COM AUNICATIONS CONSULTAN" MOLTON I HAMBURG

NORMAN P. LEVENTHAL MEREDITH S. SENTER, JR. STEVEN ALMAN LERMAN RAUL R. RODRIGUEZ DENNIS P. CORBETT BRIAN M. MADDEN BARBARA K. GARDNER STEPHEN D. BARUCH SALLY A. BUCKMAN NANCY L. WOLF DAVID S. KEIR DEBORAH R. COLEMAN BERNARD A. SOLNIK\*\* NANCY A. ORY WALTER P. JACOB LINDA D. FELDMANN

June 9, 1995

\*ADMITTED MD ONLY \*\*ADMITTED NY & CT ONLY

RENÉE L. ROLAND\*

DOCKET FILE COPY ORIGINAL

#### BY HAND DELIVERY

Mr. William F. Caton Federal Communications Commission Room 222 1919 M Street, N.W. Washington, D.C. 20554

Dear Mr. Caton:

On behalf of Floriplex, Inc., I am transmitting herewith an original and four copies of Floriplex, Inc.'s Petition for Rule Making seeking to amend the FM Table of Allotments to add Channel 243A at Lexington, Tennessee.

Please note that the signed Technical Report of Charles M. Anderson, attached to this Petition for Rule Making, is a facsimile. We will submit the original Technical Report as soon as we receive it.

Should there be any questions concerning this matter, please contact the undersigned.

Very truly yours,

James P. Corbett

Dennis P. Corbett hak

Bernard A. Solnik

BAS/cml Enclosures

41371.1/060995/16:59

No. of Copies reci List ABCDE

RECEIVED

#### BEFORE THE

# Federal Communications Commission 'JUN - 9 1995 WASHINGTON, D.C. 20554

CANLO	OMMUNE	<b>1</b>	e (TONAL)	\$ 7 W
09	HEELE ST	4	1.34	

In the matter of	)
Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Lexington, Tennessee)	DOCKET FILE COPY ORIGINAL
To: Chief, Allocations Branch Policy and Rules Division Mass Media Bureau	

#### PETITION FOR RULE MAKING

Floriplex, Inc., by its attorneys and pursuant to Section 1.401 of the Commission's rules, hereby seeks the institution of a rule making proceeding looking toward the amendment of Section 73.202(b) of the Commission's Rules, the FM Table of Allotments, to add FM Channel 243A to Lexington, Tennessee. Lexington is located in Henderson County and has a 1990 U.S. Census population of 5,810 persons.

As shown in the attached channel study, Channel 243A may be allotted to Lexington, Tennessee consistent with all Commission spacing requirements.  $^{1/}$ 

It is requested that Channel 243A be allotted to Lexington, Tennessee at the reference coordinates of 35°-43'-51" North Latitude, 88°-21'-35" West Longitude.

Floriplex, Inc. has a present intention to apply for the channel if it is allotted, and if authorized, to build a station promptly.

WHEREFORE, for the reasons above, a rule making proceeding should be instituted looking toward the addition of Channel 243A at Lexington, Tennessee to the FM Table of Allotments.

Respectfully submitted, FLORIPLEX, INC.

Bv ·

Dennis P. Corbett
Bernard A. Solnik

Leventhal, Senter & Lerman 2000 K Street, N.W. Suite 600 Washington, D.C. 10006-1809 (202) 429-8970

June 9, 1995

Its Attorneys

#### TECHNICAL REPORT

This technical report is provided in support of a petition for rulemaking requesting the assignment of FM channel 243A (96.5 mHz) to Lexington, TN.

## Allocation analysis:

An allocation study and plot is attached as Exhibit E-1 which indicates that channel 243A may be assigned to Lexington. TN at an arbitrary site approximately 9 kilometers northeast at coordinates:

### N 35-43-51 W 88-21-35.

The plot further indicates that a 16 km radius 70 dBu contour from a maximum facility class A station (6 kw ERP/ 100 meters HAAT) will easily encompass the entire city of Lexington. Furthermore, there is a considerable area within which a channel 243A assignment may be located in full compliance with the Commission's separation requirements. It is also noted that the deletion of channel 244A at Bolivar, TN as proposed by Tupelo Communications, Inc in RM 7085 will provide considerable additional latitude for the assignment in and around Lexington.

#### Conclusion:

It is concluded that FM channel 243A may be assigned to Lexington, TN in full compliance with the Commission's allocations requirements.

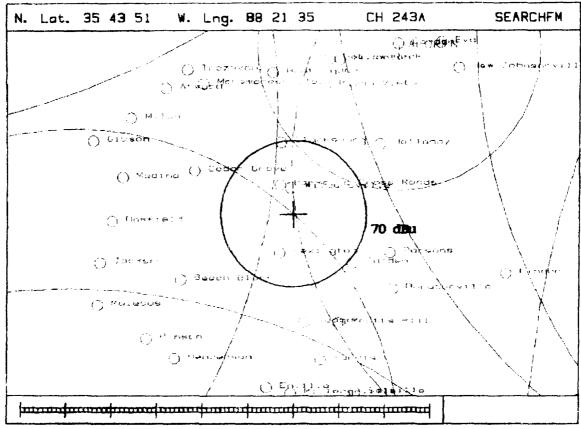


EXHIBIT E-1 LEXINGTON, TN ALLOCATION STUDY

Call	CH#	Location		D-KM	Azı	FCC	Margin
DE244	244A	Bolivar	TN	71.91	222. 1	72.0	-0.09
WMDD	244A	Bolivar	TN	71.91	222. 1	72.0	-0.09
WNKXFM	244A	Centerville	TN	72. 45	61.2	72. 0	0.45
KHLS	242C1	Blytheville	٨R	1 <b>38.</b> 30	279.4	133.0	5. 30
ALOPEN	240A	Camden	TN	42. 98	<b>32.</b> 5	31.0	11.98
WRMX.C	24201	Murfreesboro	TN	153.76	66. 6	133.0	20. 76
AD244	244C1	Pontotoc	MS	157.25	198. 1	133.0	24.25
WRAJFM	243C2	Anna	IL	210.07	3 <b>30.</b> 5	166. O	44.07
WRMX	242C1	Murfreesboro	TN	177.75	76.8	133.0	44.75
WOODFM	243C	Chattanooga	TN	283, 16	102.1	226. 0	57. 16
LLMW	243C	Birmingham	۸L	287.74	151.5	226.0	51.74

#### CERTIFICATION

Charles M. Anderson hereby certifies that:

His qualifications in broadcast allocation matters are a matter of record before the Federal Communications Commission having been presented and accepted on many occasions in the past;

That he holds a lifetime General Radiotelephone license (#PG-6-7352), a bachelors degree in the physical sciences from Western Kentucky University, and advanced degrees from the University of North Carolina and Indiana University;

That the accompanying technical report and exhibits were developed by him personally or under his immediate supervision and that all the information presented therein is true and correct to the best of his knowledge and belief.

Charles M. Anderson

June 9, 1995

Disclaimer: Charles M. Anderson assumes no liability for any errors or omissions in the information, exhibits and report provided herein; and, shall not be liable for any injuries or damages (including consequential) which might result from use of said information, exhibits and report. Filing of this report with the Federal Communications Commission constitutes acceptance in full of the terms and conditions stated above.

Copyright (c) 1995, Charles M. Anderson.